

Docket No.  
ML-0492CV

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**TISSUE SPECIMEN HOLDER**

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on February 17, 2000 as United States Application No. or PCT International Application Number 09/506,135 and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

**60/120,470**

(Application Serial No.)

**02/17/1999**

(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

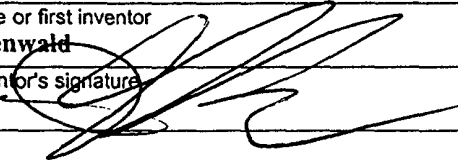
**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

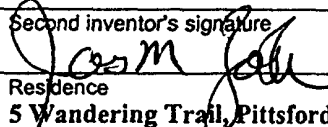
**Kenneth J. LuKacher** Reg. No. 38,539

**Martin LuKacher** Reg. No. 17,788

Send Correspondence to: **Kenneth J. LuKacher**  
**South Winton Court**  
**3136 Winton Road South, Suite 304**  
**Rochester, NY 14623**

Direct Telephone Calls to: *(name and telephone number)*  
**Kenneth J. LuKacher (716) 242-2670**

Full name of sole or first inventor <b>Roger J. Greenwald</b>	
Sole or first inventor's signature 	Date <b>3 May 2000</b>
Residence <b>16787 Ridge Road, Holley, NY 14470</b>	
Citizenship <b>US</b>	
Post Office Address <b>same</b>	

Full name of second inventor, if any <b>James M. Zavislan</b>	
Second inventor's signature 	Date <b>19 April 2000</b>
Residence <b>5 Wandering Trail, Pittsford, NY 14534</b>	
Citizenship <b>US</b>	
Post Office Address <b>same</b>	

**Assignment of Rights, Title and Interest in Invention**  
**(Multiple inventors; single assignee)**

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*This is an Assignment of the following rights, title and interest: (check all that apply):*

☒ *United States of America rights, title and interest in the invention*

☒ *Foreign rights, title and interest in the invention*

☒ *United States Patent Application Serial No.* 09/506,135

*Date of Execution:* \_\_\_\_\_ *Date of Filing:* February 17, 2000

☒ *United States Provisional Patent Application Serial No.* 60/120,470

☐ *United States Patent No(s).* \_\_\_\_\_

☒ *International (PCT) Patent Application Serial No.* PCT/US00/04128

☐ *Other (specify)* \_\_\_\_\_

**Title of the Invention**

TISSUE SPECIMEN HOLDER

**Inventors (assignors)**

<i>Name</i>	<i>Address</i>
Roger J. Greenwald	16787 Ridge Road, Holley, New York 14470
James M. Zavislan	5 Wandering Trail, Pittsford, New York 14534

**Assignee**

<i>Name</i>	<i>Address</i>
Lucid, Inc.	235 Middle Road, Henrietta, New York 14467

**Assignment of Rights, Title and Interest in Invention  
(Multiple inventors; single assignee)**

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*Whereas, we, the above-identified Inventors, have invented certain new and useful improvements in the Invention identified above and described in the above-identified patent application(s) and/or patent(s) (hereinafter referred to as "Invention");*

*And, whereas we desire to assign our above-identified rights, title and interest in the Invention to the above-identified Assignee;*

*Now, this indenture witnesseth, that for good and valuable consideration, the receipt whereof is hereby acknowledged;*

*We hereby assign, sell and transfer our above-identified rights, title and interest in said Invention, said application(s) as identified above, including any divisions, continuations, and continuations-in-part thereof, and in and to any and all Letters Patent of the United States, and countries foreign thereto, which may be granted or have granted for said Invention, and in and to any and all reissues and reexaminations thereof, and in and to any and all priority rights, Convention rights, and other benefits accruing or to accrue to us with respect to the filing of applications for patents or securing of patents in the United States and countries foreign thereto, unto said Assignee;*

*And we hereby authorize and request the Commissioner of Patents and Trademarks to issue any United States Letters Patent which may issue for said Invention to said Assignee, as assignee of the whole right, title and interest thereto;*

*And we further agree to sign and execute all necessary and lawful future documents, including applications for foreign patents, for filing divisions, continuations and continuations-in-part of said application for patent, and/or, for obtaining any reissue or reissues of any Letters Patent which may be granted for my aforesaid Invention, as the Assignee or its Designee(s) may from time to time require and prepare at its own expense.*

*Inventors' Signatures (if Notarization is desired, do not sign here and proceed to next page)*

Name	Signature/Date
Roger J. Greenwald	
James M. Zavislan	

Assignment of Rights, Title and Interest in Invention  
(Multiple inventors; single assignee)

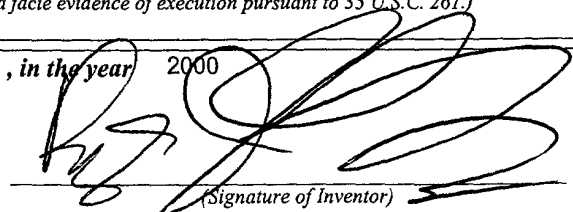
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Notarization

(Although notarization is not necessary, it will be considered prima facie evidence of execution pursuant to 35 U.S.C. 261.)

Executed this 3<sup>rd</sup> day of May, in the year 2000

at

  
(Signature of Inventor)

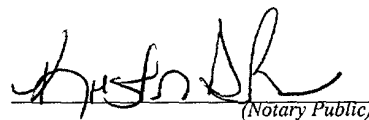
State of

County of

Before me personally appeared Roger J. Greenwald

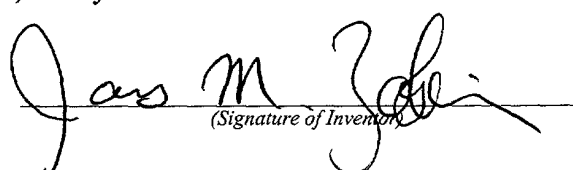
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this day of, in the year 2000

KRISTEN DERUE  
Notary Public, State of New York  
Qualified in Monroe Co.  
No. 01DE8035198  
Commission Expires Dec. 27, 2001

  
(Notary Public)

Executed this 28 day of April, in the year 2000

at

  
(Signature of Inventor)

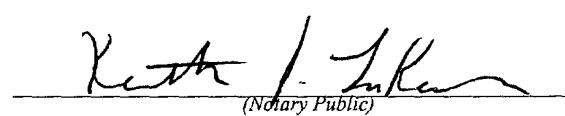
State of

County of

Before me personally appeared James M. Zavislan

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this 28<sup>th</sup> day of April, in the year 2000

KENNETH JAY LUKACHER  
Notary Public, State of New York  
Reg. #02LU6015872  
Monroe County  
Commission Expires November 9, 2000

  
(Notary Public)

Executed this day of, in the year

at

\_\_\_\_\_  
(Signature of Inventor)

State of

County of

Before me personally appeared

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this day of, in the year

\_\_\_\_\_  
(Notary Public)